

Memorandum

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
ASUSTEK COMPUTER, INC.,

Plaintiff,

-against-

SHANGHAI EASTERN FUDART
TRANSPORT SERVICES CO., LTD.,
CHINA EASTERN AIRLINES CO., LTD.,
CHINA CARGO AIRLINES, AIR CHINA,
DART EXPRESS (TAIWAN) LTD., ULTRA
AIR CARGO, INC., TRUXTON LOGISTICS
CORP. and LOS ANGELES EL PASO
EXPRESS LEE, INC.

Defendants
-----X

GT-9127

Case No: 08-CV-02770 (CM)

**STIPULATION AND ORDER
EXTENDING TIME TO
RESPOND TO COMPLAINT**

IT IS HEREBY STIPULATED AND AGREED by and between the attorneys for plaintiff ASUSTEK COMPUTER, INC. and defendants SHANGHAI EASTERN FUDART TRANSPORT SERVICES CO., LTD., CHINA EASTERN AIRLINES CO., LTD., CHINA CARGO AIRLINES and AIR CHINA that the time to serve and file a responsive pleading on behalf of said defendants be extended to and including May 30, 2008.

This Stipulation supersedes the prior Stipulation of April 28, 2008 and filed May 1, 2008 purportedly on behalf of defendants China Eastern Airlines Co. and China Cargo Airlines.

3217536 1

USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: <u>5/7/08</u>

Dated: New York, New York
May 7, 2008

McDERMOTT & RADZIK, LLP

WILSON, ELSE, MOSKOWITZ,
EDELMAN & DICKER LLP

By Matthew T. Loesberg
Matthew T. Loesberg (ML-3708)
Wall Street Plaza
88 Pine Street
New York, New York 10005
(212) 376-6400
Attorneys for Plaintiff
File 6608-56 (ECR/MTC)

By George N. Tompkins, III
George N. Tompkins, III (GT-9127)
150 East 42nd Street
New York, New York 10017
(212) 490-3000
Attorneys for Defendants
China Eastern Airlines Co., Ltd.,
China Cargo Airlines, Air China and
Shanghai Eastern Fudart Transport
Services Co., Ltd.

SO ORDERED:

C. J. ...
U.S.D.J.
5-6-08